

Remarks

Responsive to the restriction requirement contained in the Office Action mailed December 28, 2010, Applicants hereby elect carfentrazone ethyl as the single completely defined protoporphyrinogen oxidase enzyme-inhibiting herbicide. In order to expedite prosecution, Applicants have elected not to elect a single completely defined second herbicide. However, in order to be fully responsive, Applicants have cancelled claims 10-12 without prejudice, thereby mooting the need to make such second election.

In confirmation of Applicants' election, claim 1 has been amended to specify that the protoporphyrinogen oxidase enzyme-inhibiting herbicide is carfentrazone ethyl; and, correspondingly, claims 5-7 have been cancelled. In addition, claim 1 has been amended to limit the claimed invention to a method of controlling unwanted ground shoots of vines and stone fruit trees. Support for this amendment is found in original claims 2 and 3.

Claims 2 and 3 have been amended to correct their antecedent basis, based upon the present amendment of claim 1. Claim 8 has been amended to change its dependency, given that the limitations of claim 7 have been incorporated into claim 1. Consequently, no new matter has been added as a consequence of this amendment.

Respectfully submitted,

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